

Notice of Allowability

Application No.

10/724,947

Examiner

Marc E. Norman

Applicant(s)

AOKI, SHINJI

Art Unit

3744

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address--

All claims being allowable, PROSECUTION ON THE MERITS IS (OR REMAINS) CLOSED in this application. If not included herewith (or previously mailed), a Notice of Allowance (PTOL-85) or other appropriate communication will be mailed in due course. **THIS NOTICE OF ALLOWABILITY IS NOT A GRANT OF PATENT RIGHTS.** This application is subject to withdrawal from issue at the initiative of the Office or upon petition by the applicant. See 37 CFR 1.313 and MPEP 1308.

1. ☒ This communication is responsive to amendment filed 13 June 2005.
2. ☒ The allowed claim(s) is/are 1,3-6 and 41-47.
3. ☒ The drawings filed on 01 December 2003 are accepted by the Examiner.
4. ☒ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
 - a) ☒ All b) ☐ Some* c) ☐ None of the:
 1. ☒ Certified copies of the priority documents have been received.
 2. ☐ Certified copies of the priority documents have been received in Application No. _____.
 3. ☐ Copies of the certified copies of the priority documents have been received in this national stage application from the International Bureau (PCT Rule 17.2(a)).

* Certified copies not received: _____

Applicant has THREE MONTHS FROM THE "MAILING DATE" of this communication to file a reply complying with the requirements noted below. Failure to timely comply will result in ABANDONMENT of this application.
THIS THREE-MONTH PERIOD IS NOT EXTENDABLE.

5. ☐ A SUBSTITUTE OATH OR DECLARATION must be submitted. Note the attached EXAMINER'S AMENDMENT or NOTICE OF INFORMAL PATENT APPLICATION (PTO-152) which gives reason(s) why the oath or declaration is deficient.
 6. ☐ CORRECTED DRAWINGS (as "replacement sheets") must be submitted.
 - (a) ☐ including changes required by the Notice of Draftsperson's Patent Drawing Review (PTO-948) attached
 - 1) ☐ hereto or 2) ☐ to Paper No./Mail Date _____.
 - (b) ☐ including changes required by the attached Examiner's Amendment / Comment or in the Office action of Paper No./Mail Date _____.
- Identifying indicia such as the application number (see 37 CFR 1.84(c)) should be written on the drawings in the front (not the back) of each sheet. Replacement sheet(s) should be labeled as such in the header according to 37 CFR 1.121(d).**
7. ☐ DEPOSIT OF and/or INFORMATION about the deposit of BIOLOGICAL MATERIAL must be submitted. Note the attached Examiner's comment regarding REQUIREMENT FOR THE DEPOSIT OF BIOLOGICAL MATERIAL.

Attachment(s)

1. ☐ Notice of References Cited (PTO-892)
2. ☐ Notice of Draftsperson's Patent Drawing Review (PTO-948)
3. ☐ Information Disclosure Statements (PTO-1449 or PTO/SB/08),
Paper No./Mail Date _____
4. ☐ Examiner's Comment Regarding Requirement for Deposit
of Biological Material
5. ☐ Notice of Informal Patent Application (PTO-152)
6. ☐ Interview Summary (PTO-413),
Paper No./Mail Date _____
7. ☐ Examiner's Amendment/Comment
8. ☒ Examiner's Statement of Reasons for Allowance
9. ☐ Other _____

REASONS FOR ALLOWANCE

Claims 1, 3-6, and 41-47 are allowed.

The following is an examiner's statement of reasons for allowance:

As per independent claims 1 and 41, as amended, the prior art (and in particular the combination of Muto et al. and Yoshinori) fails to teach the air conditioning apparatus combination as recited, and in particular wherein the control device determines that no passenger is in the passenger compartment and wherein the blowing portion is activated to blow air at least through the surface of the seat and to ventilate the passenger compartment immediately when a condition where a temperature therein is equal to or higher than a predetermined temperature.

As per independent claim 3, the prior art does not teach the air blowing portion, including blowing air through a surface of a seat to ventilate the passenger compartment when the vehicle is parked, being activated when an amount of sunlight incident therein is equal to or higher than a predetermined value.

As per independent claim 6, the prior art does not teach the combination as recited, and in particular the wall with a net structural body having a plurality of three dimensional vents and breathable surface as recited, and wherein the air is blown through the net structural body to the passenger compartment.

As per independent claims 42 and 47, the prior art (and in particular the combination of Muto et al. and Yoshinori) fails to teach the air conditioning apparatus combination as recited, and in particular means for determining whether the vehicle is parked in accordance with a condition of a starter switch for the vehicle, wherein the means for setting the outside air

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introducing mode and for blowing air is activated when it is determined that the vehicle is parked.

Any comments considered necessary by applicant must be submitted no later than the payment of the issue fee and, to avoid processing delays, should preferably accompany the issue fee. Such submissions should be clearly labeled "Comments on Statement of Reasons for Allowance."

A handwritten signature in black ink, appearing to read 'M. Norman', with a long horizontal stroke extending to the left.

**MARC NORMAN
PRIMARY EXAMINER**